

Message Text

UNCLASSIFIED

PAGE 01 USUN N 05243 212337Z

61

ACTION L-02

INFO OCT-01 EUR-12 EA-10 IO-10 ISO-00 CIAE-00 DODE-00

PM-03 H-02 INR-07 NSAE-00 NSC-05 PA-02 RSC-01 PRS-01

SP-02 SS-15 USIA-15 AF-10 ARA-10 NEA-10 /118 W

----- 064094

R 210100Z NOV 74

FM USMISSION USUN NY

TO SECSTATE WASHDC 7671

INFO AMEMBASSY MOSCOW

AMEMBASSY CANBERRA

USLO PEKING

UNCLAS USUN 5243

E.O. 11652: N/A

TAGS: UN, PFOR, UR, AS, CH

SUBJ: UNGA LEGAL COMITE: SOVIET INITIATIVE ON

VIENNA CONVENTION

1. SUMMARY. LEGAL COMITE TOOK UP DISCUSSION OF SUBJECT ITEM WITH REGARD TO QUESTION OF PRIORITY TO BE ASCRIBED SUBJECT ITEM IN LEGAL COMITE WORK PROGRAM. SOVIET DEL REQUESTED ITEM BE TAKEN UP AT ONCE IN CONJUNCTION WITH DISCUSSION OF AUSTRALIAN DIPLOMATIC ASYLUM ITEM. SEVERAL DELS SPOKE AGAINST. MEETING ENDED WITH CHAIR URGING SOVIER DEL TO CONSULT WITH AUSTRALIANS ON MATTER, AND NOTING THAT UNLESS SOVIETS AND AUSTRALIANS AGREED OTHERWISE, GENERAL DEBATE SOLELY ON DIPLOMATIC ASYLUM WOULD BEGIN NEXT MEETING. END SUMMARY.

2. AS A CONSEQUENCE OF LETTER (A/C.6/433) FROM GA PRESIDENT INDICATING THAT GA ALLOCATED SOVIET INITIATIVE ON VIENNA CONVENTION ON DIPLOMATIC RELATIONS TO LEGAL COMITE, LEGAL COMITE CHAIRMAN (SAHOVIC) INTERRUPTED NORMAL WORK PROGRAM OF LEGAL COMITE (WHICH WOULD HAVE BEGUN IMMEDIATELY GENERAL DEBATE ON AUSTRALIAN INITIATIVE ON DIPLOMATIC ASYLUM (DA)) IN ORDER TO HAVE LEGAL COMITE

UNCLASSIFIED

PAGE 02 USUN N 05243 212337Z

DECIDE ON PRIORITY TO BE GIVEN TO SOVIET INITIATIVE ON

VIENNA CONVENTION.

3. SOVIET DEL (KOLESNIK), IN INTRODUCING ITEM, REFERRED TO GA UNANIMOUS ADOPTION AS CONFIRMING ITEM WAS URGENT AND IMPORTANT. HE STATED USSR REGARDED VIENNA CONVENTION ON DIPLOMATIC RELATIONS (CDR) AS VERY IMPORTANT CONVENTION AND ONE WHOSE ADHERENTS SHOULD BE INCREASED. FURTHER, IN USSR VIEW AUSTRALIAN INITIATIVE ON DA IS DIRECTLY RELATED TO CDR ARTICLE 41 WHICH DEALS WITH THE USE OF DIPLOMATIC PREMISES. KOLESNIK CONCLUDED THAT CONSISTENT WITH NEED FOR URGENT CONSIDERATION OF SOVIET INITIATIVE AND ITS RELATIONSHIP TO DA ITEM, SOVIET INITIATIVE SHOULD BE CONSIDERED AT SAME TIME AS DA; ALTHOUGH, EACH ITEM SHOULD BE THE SUBJECT OF SEPARATE RESOLUTIONS UPON CONCLUSION OF LEGAL COMITE CONSIDERATION. DURING ENSUING DEBATE, SOVIET REQUEST WAS SUPPORTED BY UKRAINE, MONGOLIA, HUNGARY, GDR, AND BULGARIA.

4. AUSTRALIAN DEL (AMB. BRENNAN) EXPRESSED DISAGREEMENT WITH JOINER OF ITEMS. HE NOTED SOVIET INITIATIVE HAD JUST BEEN PRESENTED TO LEGAL COMITE, AND THUS TO CONSIDER IT IMMEDIATELY WOULD OCCASION DELAY IN COMITE WORK SINCE DELS UNPREPARED ON SOVIET ITEM. BRENNAN ALSO NOTED THAT LEGAL COMITE WORK PROGRAMME DECIDED AT BEGINNING OF SESSION WAS CONSENSUS DECISION WHICH SOME DELS MIGHT NOT WISH TO OVERTURN AT THIS TIME.

5. CHINA INTERVENED IN SUPPORT OF AUSTRALIAN THESIS ADDING: (A) THERE IS NO NEED FOR LEGAL COMITE TO UPSET ITS AGREED WORK PROGRAM SINCE IT IS UNTENABLE TO VIEW SOVIET ITEM AS URGENT; (B) IT IS INCOMPREHENSIVE THAT USSR DID NOT INSCRIBE ITEM AT BEGINNING OF GA IF ITS WERE SO URGENT; (C) NOTHING HAS HAPPENED SINCE BEGINNING OF GA TO MAKE ITEM URGENT; (D) THERE REMAIN ITEMS VERY IMPORTANT TO SOME DELS ON LEGAL COMITE AGENDA; (E) LEGAL COMITE IS ALREADY FAR BEHIND SCHEDULE; AND (F) SOVIET ITEM SHOULD BE INSCRIBED AS LAST ON AGENDA.

6. STATEMENTS SUPPORTIVE OF AUSTRALIAN AND CHINESE POSITIONS WERE MADE BY COLOMBIA, KENYA, JAPAN, HONDURAS, UNCLASSIFIED

UNCLASSIFIED

PAGE 03 USUN N 05243 212337Z

AND ITALY.

7. ISRAEL SAW MERITS IN BOTH SIDES AND REQUESTED CHAIR TO POSTPONE ANY RULINGS OR VOTES UNTIL SPONSORS. USSR AND AUSTRALIA, COULD WORK OUT A SUITABLE ARRANGEMENT. USSR DEL (KOLESNIK) NOTED HE WAS WILLING TO CONSULT WITH AUSTRALIA ON ISSUE. CHAIR CONCLUDED MEETING BY ASKING "INTERESTED DELEGATIONS" TO CONSULT AND SEEK RESOLUTION

OF DIFFICULTY. HE NOTED HOWEVER THAT GENERAL DEBATE ON DA IS CURRENTLY SCHEDULED TO BEGIN AT NEXT LEGAL COMITE MEETING. THUS, ABSENT ANY RESULTS OF THE CONSULTATIONS TO THE CONTRARY, THE DEBATE ON (SOLELY) DA WILL BEGIN AS SCHEDULED.

COMMENT: WHILE IT IS NOT KNOWN HOW SOVIETS INTEND PROCEED, IT SEEMS MOST UNLIKELY THEY HAVE VOTES TO MERGE DA AND CDR ITEMS, NOR DO THEY SEEM HAVE VOTES TO ACHIEVE PRIORITY FOR THEIR INITIATIVE. END COMMENT.
SCALI

UNCLASSIFIED

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: MEETING AGENDA, POLITICAL ASYLUM, COMMITTEE MEETINGS, VIENNA CONVENTION ON DIPL RELATIONS, UNGA RESOLUTIONS
Control Number: n/a
Copy: SINGLE
Draft Date: 21 NOV 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1974USUNN05243
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D740336-0709, D740338-0106
From: USUN NEW YORK
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1974/newtext/t19741122/aaaaasjj.tel
Line Count: 126
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION L
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: golinofr
Review Comment: n/a
Review Content Flags:
Review Date: 14 NOV 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <14 NOV 2002 by shawdg>; APPROVED <18-Nov-2002 by golinofr>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: UNGA LEGAL COMITE: SOVIET INITIATIVE ON VIENNA CONVENTION
TAGS: PFOR, UR, AS, CH, UNGA, UN, UN LEGAL COMMITTEE
To: STATE
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005